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Pro se

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

Wei Xiong

Plaintiff

VS.

Michael Chertoff, Secretary of the Department
of Homeland Security;

Emilio T Gonzales, Director of U.S. Citizen and
Immigration Services;

Robert S. Muller, Director of Federal Bureau of
Investigation

Defendants

) Case No.: C 07-5907 JCS

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) **PARTIES' JOINT REQUEST TO BE**

) **EXEMPT FROM FORMAL ADR PROCESS**

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) **Immigration case**

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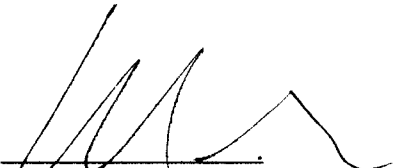
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Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

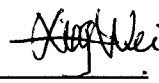
Here, the parties agree that referral to a formal ADR process will not be beneficial because this mandamus action is limited to plaintiff's request that this Court compel defendants to adjudicate the application for adjustment of status. Given the substance of the action and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the ADR Multi-Option Program and that they be excused from participating in the ADR phone conference and any further formal ADR process.

Respectfully Submitted

Dated: February __, 2008


EDWARD A. OLSEN
Assistant United States Attorney
Attorney for Defendants

Dated: February 8, 2008


/s/
WEI XIONG
Pro Se